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**Attorney for Plaintiffs**

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF ALASKA**

LINDA TELLSWORTH, individually, and as )  
a Personal Representative of the Estate of )  
KYLE TELLSWORTH, )  
 )  
Plaintiff, )

vs. )

UNITED STATES OF AMERICA, )  
 )  
Defendant. )

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UNITED STATES OF AMERICA, )  
 )  
Third-Party Plaintiff, )

vs. )

MICHELLE DAGUE, )  
 )  
Third-Party Defendant. )

Case No. 3:00-cv-0293-JKS

**PLAINTIFF'S STATUS REPORT**

This matter has been held in abeyance because the criminal matter of Michelle Dague continues.

The parties have discussed this matter and can report as follows:

- On January 31, 2006, oral argument was had before the Court of Appeals. No trustworthy estimate as to time of decision could be obtained.
- Once the court rules, two possible scenarios will follow, both of which will involve a remand with respect to sentencing.

The parties agree that a follow-up status report should be ordered in six months. If the criminal matter ends before that date, plaintiff will move to activate the matter and request a pretrial scheduling conference.

DATED: April 24, 2006

s/ George M. Kapolchok  
George M. Kapolchok  
Alaska Bar No.: 7510071  
Attorney for Plaintiff

**CERTIFICATE OF SERVICE**

I hereby certify that on the 24th day of April, 2006, a true and correct copy of the foregoing was dispatched telephonically to Peter Maassen, and Richard Pomeroy.

s/ Gwen Jungwirth